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6 *Attorneys for Defendant and Counterclaimant*  
7 *CashCall, Inc.*

8 UNITED STATES DISTRICT COURT  
9  
10 NORTHERN DISTRICT OF CALIFORNIA

11 KRISTA O'DONOVAN and  
12 EDUARDO DE LA TORRE,  
13 individually and on behalf of all  
others similarly situated,

14 Plaintiff,

15 vs.

16 CASHCALL, INC., a California  
corporation, and DOES 1 through  
17 DOE 50, inclusive,

18 Defendants.

19 CASHCALL, INC., a California  
corporation,

20 Counterclaimant,

21 vs.

22 KRISTA O'DONOVAN and  
23 EDUARDO DE LA TORRE,

24 Counterdefendants.

Case No. C 08-03174 MEJ

DEFENDANT AND  
COUNTERCLAIMANT CASHCALL,  
INC.'S REQUEST FOR DISMISSAL  
OF ITS COUNTERCLAIM AGAINST  
KRISTA O'DONOVAN

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD

2 Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, Defendant  
3 and Cross-Complainant CashCall, Inc. hereby requests that the Court order that its  
4 Counterclaim against Plaintiff and Cross-Defendant Krista O'Donovan be  
5 dismissed with prejudice.

6  
7 Dated: November 12, 2009 MANATT, PHELPS & PHILLIPS, LLP

8  
9 By: /s/  
10 Brad W. Seiling  
11 *Attorneys for Defendant and Counterclaimant*  
CashCall, Inc.

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